

# **DIGEST SUPPLEMENT**

To Legislative Digest and History of Bills **Edition No. 1 Supplement No. 20\*** 

# FIFTY-SEVENTH LEGISLATURE

# Monday, February 11, 2002

29th Day - 2002 Regular

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SB 6233 Supp. 1	SB 6253 Supp. 1	HB 2160-S Supp. 11	HB 2306 Supp. 1		
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#### **House Bills**

HB 1157-S2 by House Committee on Transportation (originally sponsored by Representatives Murray, Hankins, Lovick, Fisher and Keiser)

Adjusting the definition of salvage vehicles.

## (DIGEST OF PROPOSED 2ND SUBSTITUTE)

Revises the definition of salvage vehicles.

## -- 2002 REGULAR SESSION --

Feb 6 TR - Majority; 2nd substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

**HB 2323-S** by House Committee on Natural Resources (originally sponsored by Representatives Hatfield, Buck, Doumit and Linville)

Establishing the direct retail endorsement for commercial fishers.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department to establish and administer a direct retail license to serve as a single license that permits the holder of a Washington finfish or crab fishing license to process and sell his or her catch directly to consumers at retail, including over the internet. The direct retail license must be issued as an optional addition to all commercial food fish or shellfish licenses that the department offers under chapter 77.65 RCW.

Provides that, prior to being issued a direct retail endorsement, an individual must: (1) Obtain and submit to the department a signed letter on appropriate letterhead from the health department of the county in which the individual makes his or her official residence or where the hailing port for any documented vessel owned by the individual is located. The local health department generating the letter may charge a reasonable fee for any necessary inspections. The letter must certify that the methods used by the individual to transport, store, and display fresh finfish and crabs meets that county's standards and the statewide standards adopted by the board of health for food service operations; and

(2) Submit proof to the department that the individual making the direct retail sales is in possession of a valid food and beverage service worker's permit, as provided for in chapter 69.06 RCW.

Requires the department of agriculture to develop a pamphlet that generally describes the labeling requirements for seafood, as set forth in this act, and provide an adequate quantity of the pamphlets to the department of fish and wildlife to distribute with the issuance of a direct retail endorsement under this act.

Takes effect January 1, 2003.

## -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Referred to Appropriations.

HB 2376-S by House Committee on Natural Resources (originally sponsored by Representatives Rockefeller, Doumit, Eickmeyer, Dickerson, Hunt, Lantz, Edwards, Romero, Haigh, McDermott and Jackley)

Concerning abandoned and derelict waterborne vessels.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that there has been an increase in the number of derelict and abandoned vessels that are either grounded or anchored upon publicly or privately owned submerged lands. These vessels are public nuisances and safety hazards as they often pose hazards to navigation, detract from the aesthetics of Washington's waterways, and threaten the environment with the potential release of hazardous materials.

Finds that the costs associated with the disposal of derelict and abandoned vessels are substantial, and that in many cases there is no way to track down the current vessel owners in order to seek compensation. As a result, the costs associated with the removal of derelict vessels becomes a burden on public entities and the taxpaying public.

Declares that this act is not intended to limit or constrain the ability and authority of the authorized public entities to enact and enforce ordinances or other regulations relating to derelict and abandoned vessels, or to take any actions authorized by federal or state law in responding to derelict or abandoned vessels. This act is also not intended to be the sole remedy available to authorized public entities against the owners of derelict and abandoned vessels.

Provides that an authorized public entity has the authority, subject to the processes and limitations of this act, to store, strip, use, auction, sell, salvage, scrap, or dispose of an abandoned or derelict vessel existing on or above aquatic lands within the jurisdiction of the authorized public entity.

Declares that the department may at its discretion assume the authorized public entity's authority for a particular vessel after being requested to do so.

Declares that the authority granted by this act is permissive, and no authorized public entity has a duty to exercise the authority. No liability attaches to an authorized public entity that chooses not to exercise this authority.

## -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Referred to Appropriations.

HB 2379-S by House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Dickerson, O'Brien, Tokuda, Veloria, Darneille, Chase, Kirby and Lovick)

Making it a crime to leave a child with a sex offender.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that a person is guilty of the crime of criminal mistreatment in the fourth degree if the person is: (1) the parent of a child; (2) entrusted with the physical custody of a child; or (3) employed to provide to the child the basic necessities of life, and leaves the child with another person who is not a parent, guardian, or lawful custodian of the child, knowing that the person is registered or required to register as a sex offender under the laws of this state, or a law or ordinance in another jurisdiction with similar requirements, because of a sex offense against a child.

Provides that it is an affirmative defense to the charge of criminal mistreatment in the fourth degree under this act, that the defendant must prove by a preponderance of the evidence, that a court has entered an order allowing the offender to have unsupervised contact with children, or that the offender is allowed to have unsupervised contact with the child in question under a family reunification plan, which has been approved by a court, the department of corrections, or the department of social and health services in accordance with department policies.

Provides that criminal mistreatment in the fourth degree is a misdemeanor.

#### -- 2002 REGULAR SESSION --

Feb 6 CJC - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

HB 2382-S by House Committee on Criminal Justice & Corrections (originally sponsored by Representatives Dickerson, O'Brien, Kagi, Darneille and Chase)

Revising provisions relating to criminal mistreatment.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that a person is guilty of the crime of criminal mistreatment in the fourth degree if the person is the parent of a child, is a person entrusted with the physical custody of a child or other dependent person, or is a person employed to provide to the child or dependent person the basic necessities of life, and either:

- (1) With criminal negligence, creates an imminent and substantial risk of bodily injury to a child or dependent person by withholding any of the basic necessities of life; or
- (2) With criminal negligence, causes bodily injury or extreme mental distress to a child or dependent person by withholding the basic necessities of life.

Declares that criminal mistreatment in the fourth degree is a misdemeanor.

# -- 2002 REGULAR SESSION --

Feb 6 CJC - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

HB 2412-S by House Committee on Natural Resources (originally sponsored by Representatives Fromhold, Lisk, Doumit, Chandler, Grant, Hankins, Hatfield and Delvin)

Determining ballast water treatment methods for the Columbia river system.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the states of Washington and Oregon have a unique stewardship and challenge in jointly managing issues affecting the navigable waters of the Columbia river system. This joint stewardship must deal efficiently and effectively with ballast water management in order to have an effective aquatic nuisance species prevention program, but not unduly impair the regional and international trade that is so important to our economies.

Provides that, when practical and cost-effective, implementation of ballast water management laws, rules, and regulations adopted by the states of Washington and Oregon should be coordinated among all affected parties, including all public agencies and private interests.

#### -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Pulse Committee for second

Feb 8 Passed to Rules Committee for second reading.

HB 2427-S by House Committee on Commerce & Labor (originally sponsored by Representatives Conway, O'Brien, Cody, Dickerson, Ogden, Cooper, Berkey, Reardon, Veloria, Hurst, Hunt, Kirby, Upthegrove, Romero, Kagi, McIntire, Haigh, Wood, Kenney, Simpson and Sullivan; by request of Department of Labor & Industries)

Establishing occupational safety and health impact grants.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that the intent of this act is to benefit, in the broadest sense possible, Washington workers and employers, especially those who are in small business and may lack the injury and illness prevention resources that larger companies may possess. The department may use industrial insurance funds provided in a proviso in an omnibus appropriations act, or in an appropriation clause in a bill, that specifically references funding to accomplish the purposes of this act. Funding for this program will be taken from the medical aid fund reserves which are in excess of actuarial needs.

Appropriates the sum of five million dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2003, from the medical aid account--state appropriation to the department of labor and industries to carry out the purposes of this act. Only medical aid account funds in excess of actuarial needs may be appropriated.

Requires the director and representatives from the WISHA advisory committee to perform a comprehensive

review of the grant program that shall include, but not be limited to, measurable outcomes related to injury and illness reduction, hazard reduction, and safety and health awareness and to issue a report to the appropriate legislative committees by December 31, 2007.

## -- 2002 REGULAR SESSION --

Feb 6 CL - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 8 Referred to Appropriations.

HB 2439-S by House Committee on Children & Family Services (originally sponsored by Representatives O'Brien, Edwards, Schmidt, Benson, Jackley, Ballasiotes, Morris, Simpson, Van Luven, Lovick, Wood, Esser, Darneille, Ogden, Pflug and Haigh)

Specifying services that should be available for children with developmental disabilities.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Recognizes the importance of the option provided in RCW 74.13.350 for the parent of a child with developmental disabilities to seek an out-of-home placement through a voluntary placement agreement to obtain needed services for the child.

Declares an intent that a child with developmental disabilities receive components of the current array of services and supports in the family home at a level of intensity such that entry into the voluntary placement program occurs only when necessary.

Authorizes the department to provide appropriate components of the currently available services and supports array to an eligible child with developmental disabilities at a level comparable to that provided in the voluntary placement program, excluding the room and board component of that program.

Requires the department to assure that these services assist families in keeping the child in the family home until it is appropriate and feasible for the child to live elsewhere. The department shall determine eligibility for services under chapter 71A.16 RCW.

## -- 2002 REGULAR SESSION --

Feb 6 CFS - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Referred to Appropriations.

HB 2456-S by House Committee on Financial Institutions & Insurance (originally sponsored by Representatives Kessler, Hankins, Cooper, Chase, Conway, Jackley, Veloria, Ogden, Kenney, McDermott and McIntire; by request of Department of Community, Trade, and Economic Development)

Modifying provisions relating to the linked deposit program.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, upon notification by the state treasurer that a minority or women's business enterprise is no longer certified under chapter 39.19 RCW, the qualified public depositary shall reduce the amount of qualifying loans by the outstanding balance of the loan made under RCW 43.86A.060 to the minority or women's business enterprise.

Requires the office to, in consultation with the state treasurer and the department of community, trade, and economic development, compile information on minority and women's business enterprises that have received financial assistance through a qualified public depositary under the provisions of RCW 43.86A.060.

Requires the office to notify the state treasurer of minority or women's business enterprises that are no longer certified under the provisions of chapter 39.19 RCW. The written notification shall contain information regarding the reason for the decertification and information on financing provided to the minority or women's business enterprise under RCW 43.86A.060.

Requires the department, in consultation with the office of minority and women's business enterprise, to develop indicators to measure the performance of the linked deposit program in the areas of job creation or retention and providing access to capital to minority or women's business enterprises.

Repeals RCW 43.131.381 and 43.131.382.

#### -- 2002 REGULAR SESSION --

Feb 6 FII - Majority; 1st substitute bill be substituted, do pass.
Minority; without recommendation.

Feb 8 Referred to Finance.

**HB 2484-S** by House Committee on Natural Resources (originally sponsored by Representatives Morris, Barlean, Anderson, Linville, Doumit, Van Luven and Ogden)

Creating a license plate emblem to benefit orca whale research.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes any person to purchase an orca whale research emblem for display on vehicle license plates in the manner described by the department.

Declares that the whale museum located in Friday Harbor, Washington, shall select the design of the orca whale research emblem.

Requires the director to adopt fees to be charged by the department for emblems issued by the department under this section. The department shall seek to establish agreements with businesses and nonprofit organizations to conduct the sales of orca whale research emblems. All sales by the department shall be in bulk to businesses and nonprofit organizations for subsequent sale to the general public.

Requires the department to administer a grant program for orca whale research by Washington state researchers for J-K-L whalepods in the Salish sea. Funding for the program shall come from sales of orca whale research emblems pursuant to this act.

## -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 8 Referred to Transportation.

HB 2534-S by House Committee on (originally sponsored by Representatives Kenney, Cox, Kagi, Chase, Tokuda, Jarrett, Conway, Morell, Ogden, Edwards, Kessler, Haigh, Veloria, McIntire, Schual-Berke, Wood, Santos, McDermott and Linville)

Gaining independence for students by creating the educational assistance grant program for financially needy students with dependents.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to establish an educational assistance grant program for students with dependents who are eligible for the state need grant and who have additional financial needs due to the care they provide for their dependents eighteen years of age or younger.

#### -- 2002 REGULAR SESSION --

Feb 6 HE - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 8 Referred to Appropriations.

HB 2540-S by House Committee on Commerce & Labor (originally sponsored by Representatives Conway, Kenney, Wood, Chase, Cooper, Fromhold, Lysen, Campbell, Hunt, Veloria, Cody, Simpson, Haigh, Dickerson, Miloscia, Ogden, Quall, McIntire, Schual-Berke, Santos, McDermott and Kirby)

Authorizing collective bargaining for University of Washington employees who are enrolled in academic programs.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes collective bargaining for University of Washington employees who are enrolled in academic programs.

## -- 2002 REGULAR SESSION --

Feb 6 CL - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 7 Referred to Appropriations.

HB 2568-S by House Committee on Children & Family Services (originally sponsored by Representatives Dickerson, Tokuda, Kagi, Fromhold, Ogden, Chase, Jackley and McDermott)

Formalizing the relationship between the department of social and health services and the state school for the deaf.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department to investigate incidents at the state school for the deaf involving alleged child abuse and neglect, including incidents involving students victimizing other students, and determine whether the alleged abuse or neglect has occurred, and whether a referral to child protective services or a law enforcement agency is appropriate.

Requires the department to make recommendations for safety improvements following an investigation of an alleged incident of child abuse or neglect at the state school for the deaf, if appropriate. The recommendations will be sent to the school's superintendent and board of trustees or its successor board.

Directs the department to inspect the state school for the deaf periodically, including but not limited to examining the policies and procedures as well as the facilities.

Requires the department to conduct a comprehensive health and safety review of the state school for the deaf every three years. The first comprehensive review must be delivered to the governor, the legislature, the school's superintendent, and the school's board of trustees by December 1, 2005.

#### -- 2002 REGULAR SESSION --

Feb 6 CFS - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second

Feb 8 Passed to Rules Committee for second reading.

HB 2591-S by House Committee on Natural Resources (originally sponsored by Representatives Hatfield and Doumit)

Equalizing costs of roads over aquatic lands.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that the department shall be consistent when calculating the charges for the use of a right of way and for damages done to the affected aquatic lands, and shall not apply a different standard to cities and counties than it applies to any state or federal agency.

## -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

HB 2617-S by House Committee on State Government (originally sponsored by Representatives Linville, Romero, DeBolt, Quall, Kirby, Alexander, Morris, Dunshee, Bush, Hunt, Tokuda, Miloscia and McDermott)

Requiring further information about certain political campaign contributors.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that each report required under RCW 42.17.080 (1) and (2) shall disclose, in the case of a person who has made one or more contributions in the aggregate amount of one hundred dollars or more, the person's occupation and the name and address of the person's employer.

Declares that the one hundred dollar threshold is not subject to inflationary revisions conducted by the PDC every two years.

#### -- 2002 REGULAR SESSION --

Feb 7 SG - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 8 Passed to Rules Committee for second reading.

HB 2626-S by House Committee on Natural Resources (originally sponsored by Representatives McIntire, Doumit, McDermott, Simpson, Linville, Benson, Kagi, Jarrett, Nixon, Edwards, Ogden and Rockefeller)

Creating a legislative proposal to implement a state evergreen recreation pass.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the state parks and recreation commission, the department of natural resources, and the fish and wildlife commission have difficulty maintaining recreation sites they own because of insufficient funds.

Finds that the lack of funds to maintain and repair these recreation sites may result in the closure of some of these sites to the public at a time when the demand for outdoor recreation areas continues to increase.

Declares an intent to create an evergreen recreation pass that will be available to serve as a renewable annual recreation pass for state-owned recreation sites in lieu of day-use fees, that this recreation pass will be widely available, and that purchase of this pass is optional for members of the general public.

Requires the department of fish and wildlife, the department of natural resources, the state parks and recreation commission, and the interagency committee for outdoor recreation, in coordination with affected stakeholder groups, to develop a legislative proposal for the implementation of an evergreen recreation pass.

## -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 8 Passed to Rules Committee for second reading.

HB 2684-S by House Committee on Juvenile Justice & Family Law (originally sponsored by Representatives Dickerson, Delvin and Chase; by request of Department of Social and Health Services)

Serving child support documents to financial institutions.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides for service of child support documents to financial institutions.

Authorizes service by regular mail to an address if designated by the financial institution as a central levy or garnishment address, and if the notice is clearly identified as a levy or garnishment order. Before the division of child support may initiate an action for noncompliance with a withholding action against a financial institution, the division of child support must serve the order to withhold and deliver on the financial institution in the manner described in this act.

#### -- 2002 REGULAR SESSION --

Feb 6 JJFL - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 8 Passed to Rules Committee for second reading.

HB 2691-S by House Committee on Technology, Telecommunications & Energy (originally sponsored by Representative Crouse)

Reducing a property owner's liability for tenant's delinquent charges.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, after January 1, 2003, a city or town may not collect from the property owner in any manner for more than four months of a tenant's delinquent and unpaid utility charges for water or electric utility services if the city or town has received a written request for notice of delinquency from the property owner and has received all other information required under this act.

Provides that if, as of the effective date of this act, a city or town bills customers for providing water or electric utility service on a cycle of once every two months, the total delinquent tenant charges that a city or town may collect in any manner from the property owner shall not exceed six months of a tenant's delinquent and unpaid utility charges.

# -- 2002 REGULAR SESSION --

Feb 5 TTE - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Feb 7 Passed to Rules Committee for second reading.

HB 2697-S by House Committee on Local Government & Housing (originally sponsored by Representatives Reardon, Anderson, Berkey,

Pflug, Sullivan, Nixon, Esser, Delvin, Jarrett, Upthegrove and Simpson)

Incorporating effective economic development planning into growth management planning.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Incorporates effective economic development planning into growth management planning.

Declares intent that the new elements required under section 2 of this act be adopted concurrent with the scheduled update provided in RCW 36.70A.130. Section 2 of this act is null and void unless funds are appropriated by the state at least one year before local governments must update comprehensive plans as required in RCW 36.70A.130.

## -- 2002 REGULAR SESSION --

Feb 6 LGH - Majority; 1st substitute bill be substituted, do pass.

Minority; without recommendation.

Feb 8 Referred to Appropriations.

**HB 2765-S** by House Committee on Natural Resources (originally sponsored by Representatives Orcutt, Fromhold, Morell and McDermott)

Concerning the timber and forest lands compensating tax.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, if no later than sixty days after removal of designation the owner applies for classification under RCW 84.34.020 (1), (2), or (3), then the designated forest land shall not be considered removed from designation for purposes of the compensating tax under RCW 84.33.140 until the application for current use classification under chapter 84.34 RCW is denied or the property is removed from classification under RCW 84.34.108.

#### -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

**HB 2819-S** by House Committee on Natural Resources (originally sponsored by Representatives Doumit, Buck, Hatfield and Linville)

Addressing the uncertainty surrounding reversionary clauses contained in Bush act and Callow act deeds.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that it being the policy of this state to encourage the development and expansion of shellfish farming within the state and to promote the development of a diverse shellfish farming industry, the legislature finds that the uncertainty surrounding reversionary clauses contained in Bush act and Callow act deeds is interfering with this policy.

Finds that uncertainty of the grant of rights for clam and other shellfish culture as contained in chapter 166, Laws of 1919 must be fully and finally resolved.

Declares it is not the intent of this act to impair any vested rights or current shellfish aquaculture activities to which holders of Bush act and Callow act lands are entitled.

# -- 2002 REGULAR SESSION --

Feb 6 NR - Majority; 1st substitute bill be substituted, do pass.

Feb 8 Passed to Rules Committee for second reading.

by Representatives Alexander, DeBolt, Haigh, Pflug and Casada

Making information available on high risk sex offenders.

Provides that a prospective tenant shall disclose his or her status as a registered sex offender who is classified as risk level III in any tenant application provided by a tenant screening service or a landlord. Failure to comply with this requirement is a misdemeanor.

Requires each county sheriff to notify in writing every person registering with him or her under RCW 9A.44.130 of the requirements of this act at the time the person registers with the county sheriff and shall obtain written acknowledgment of the notification.

Provides that a landlord, upon obtaining information provided under RCW 4.24.550, including the county sheriff's published list or web site, or otherwise discovering that a prospective tenant or tenant is, in fact, a registered sex offender who is classified as risk level III, may refuse tenancy to the prospective tenant or immediately evict the tenant after serving the tenant with a written notice to vacate.

## -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Criminal Justice & Corrections.

HB 2935 by Representatives Holmquist, Alexander, Mulliken, Anderson, Schoesler, Armstrong, DeBolt, Clements, Mielke, Schmidt, Casada, Sehlin, Morell, Sump, Schindler, Jarrett, Dunn, Campbell, Pearson, Boldt, Crouse, Lisk, Nixon, Woods, Chandler, Ahern, Kessler, Miloscia and Pflug

Promoting greater fiscal responsibility in state budgeting through zero-based budget reviews.

Declares an intent to provide improved means of review by which to evaluate the budget requests of state agencies.

Establishes the zero-base and modified zero-base budget review process to help the legislature establish priorities in the expenditure of public resources for state programs and services.

# -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Appropriations.

HB 2936 by Representatives Mulliken, Mielke, Lisk, Holmquist, Schindler, Armstrong, Clements, Ahern, Crouse, Sump, Schoesler, Chandler, DeBolt, Orcutt, Dunn and McMorris

Establishing a schedule for review of comprehensive plans and development regulations adopted under the growth management act.

Establishes a schedule for review of comprehensive plans and development regulations adopted under the growth management act.

#### -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Local Government & Housing.

HB 2937 by Representatives Benson, Ahern, Mielke, Delvin, Esser, Barlean, Anderson

and Nixon

Exempting expenditures by universities on research and development from sales and use taxation.

Exempts expenditures by universities on research and development from sales and use taxation.

#### -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Finance.

HB 2938 by Representatives Clements, Nixon and Mulliken

Repealing ergonomics rules.

Declares that rules dealing with musculoskeletal disorders, adopted on May 26, 2000, by the director, and codified as WAC 296-62-05101 through 296-62-05176, shall have no force or effect. The director shall not adopt any new or amended rules dealing with musculoskeletal disorders that are substantially the same as these rules.

## -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Commerce & Labor.

HB 2939 by Representatives Nixon, Ruderman, Bush, Carrell, Woods, Roach, Mitchell, Ericksen, Esser, Orcutt, Schmidt, Lysen, Mielke, Holmquist and Kessler

Protecting the identity of electronic toll payers.

Applies to the personally identifying information of persons who acquire and use a transponder or other technology to facilitate payment of tolls.

Authorizes the department of transportation to, at the secretary's discretion, disclose aggregate information on toll collection to governmental agencies or groups concerned with public transportation or public safety as long as the

data does not contain any personally identifying information. Personally identifying information may be released to law enforcement agencies only if the request is accompanied by a subpoena.

## -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to State Government.

# **HB 2940** by Representative McIntire

Dedicating tax revenue from sales and use taxes on newspapers.

Declares that all revenue from the taxes imposed under chapter 82.08 or 82.12 RCW upon the sale or use of newspapers must be used solely for the support of the state library or for the support of reading programs under the office of the superintendent of public instruction.

Repeals RCW 82.08.0253.

#### -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Finance.

#### **Senate Bills**

SB 5026-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Franklin, Thibaudeau, Kohl-Welles, Winsley, Regala and Costa)

Creating the aggregate purchasing prescription drug discount program.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, no later than July 1, 2003, the health care authority shall implement a program to aggregate the purchase of prescription drugs from suppliers for prescription drug programs in this state, to be known as the "aggregate purchasing prescription drug discount program." The authority may contract with an outside manager to administer this program, which shall include the following components:

- (1) Price discounts on prescription drugs negotiated by the health care authority or manager with prescription drug suppliers on behalf of prescription drug programs in this state.
- (2) A means to make the negotiated price discounts available to any person who is:
  - (a) A resident of the state of Washington;
  - (b) Ineligible for medicaid prescription benefits;
- (c) Ineligible for, or not receiving, or both, a prescription drug benefit under a medicare supplemental policy or any other third-party payer prescription benefit; and
  - (d)(i) At least fifty-five years old; or

(ii) Between the ages of nineteen and fifty-four who is otherwise eligible for benefits under Title II of the social security act (federal old-age, survivors, and disability insurance benefits).

#### -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
On motion, referred to Ways & Means.

SB 5827-S2 by Senate Committee on Judiciary (originally sponsored by Senator McCaslin)

Changing provisions relating to the enforcement of judgments.

#### (DIGEST OF PROPOSED 2ND SUBSTITUTE)

Revises provisions relating to the enforcement of judgments.

#### -- 2002 REGULAR SESSION --

Feb 8 JUD - Majority; 2nd substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 5960-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Parlette, Thibaudeau, Kohl-Welles and Honeyford)

Revising prescription drug product liability.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that it is the intent through this act to create an exception to the "learned intermediary doctrine" for prescription products advertised directly to consumers, and that the state supreme court holding in *Terhune v. A.H. Robins Co.*, and subsequent cases, to the extent that they are inconsistent with this intent, are no longer valid.

Declares that, where a consumer has sought a prescription product in response to an advertisement for that product, the manufacturer of that product, who would otherwise be subject to liability under chapter 7.72 RCW, is not relieved of that liability solely because the manufacturer warned the practitioner who prescribed the product of its proper use and attendant dangers.

# -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second

reading.

SB 6080-S2 by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senator Prentice)

Updating and harmonizing fireworks and explosives laws.

## (DIGEST OF PROPOSED 2ND SUBSTITUTE)

Revises and harmonizes fireworks and explosives laws.

## -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 2nd substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6243-S by Senate Committee on Education (originally sponsored by Senators McAuliffe, Eide, Carlson, Kastama, Rasmussen and Kohl-Welles)

Providing efficiencies in the current state-level governance structure of the K-12 public school system.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides efficiencies in the current state-level governance structure of the K-12 public school system.

Declares that the academic achievement and accountability commission is hereby abolished and its powers, duties, and functions are hereby transferred to the office of the superintendent of public instruction.

Repeals RCW 28A.655.020.

## -- 2002 REGULAR SESSION --

Feb 7 EDU - Majority; 1st substitute bill be substituted, do pass.

And refer to Ways & Means.

Minority; do not pass.

On motion, referred to Rules.

SB 6257-S by Senate Committee on Natural Resources, Parks & Shorelines (originally sponsored by Senators Jacobsen, Oke and Rasmussen; by request of Department of Natural Resources)

Establishing contract harvesting of timber on state trust lands.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that it is in the best interest of the trust beneficiaries to capture additional revenues while providing for additional environmental protection on timber sales.

Finds that contract harvesting is one method to achieve these desired outcomes.

Directs the department of natural resources to establish and implement contract harvesting where there exists the ability to increase revenues for the beneficiaries of the trusts while obtaining increases in environmental protection. Requires the board of natural resources to determine whether any special appraisal practices are necessary for logs sold by the contract harvesting processes, and if so, adopt the special appraisal practices or procedures. In its consideration of special appraisal practices, the board of natural resources must consider and adopt procedures to rapidly market and sell any log sorts that failed to receive the required minimum bid at the original auction, which may include allowing the department to set a new appraised value for the unsold sort.

Requires the board of natural resources to establish and adopt policy and procedures by which the department evaluates and selects contract harvesters.

Appropriates the sum of two hundred fifty thousand dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2003, from the resource management cost account to the contract harvesting revolving account for the purposes of this act.

Appropriates the sum of two hundred fifty thousand dollars, or as much thereof as may be necessary, for the biennium ending June 30, 2003, from the forest development account to the contract harvesting revolving account for the purposes of this act.

Requires the department of natural resources to provide a report to the appropriate committees of the legislature concerning the costs and effectiveness of the contract harvesting program. The report must be submitted by December 31, 2005.

## -- 2002 REGULAR SESSION --

Feb 8 NPS - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.

SB 6268-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Thibaudeau and Kohl-Welles)

Creating the Washington pharmacy access program.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that access to prescription drugs is vital to the health of many Washington residents. However, increased cost and utilization of such drugs is straining the resources of many individuals, and public and private entities.

Requires the department to award prescription drug information and education grants to local government or nonprofit organizations for the design and implementation of programs intended to inform and train persons age sixty-five and older in the safe, appropriate, and cost-effective use of prescription and nonprescription medications.

Authorizes the department to implement any senior prescription drug assistance program authorized and funded by the federal government in accordance with the standards established under that authorization.

Provides that, no later than January 1, 2003, the administrator of the health care authority shall submit to the governor and the legislature a progress report regarding the implementation of efforts to coordinate state agency drug purchasing pursuant to RCW 41.05.021(1)(b)(iii), including

an explanation of and rationale for the strategies developed, and the timeline for implementation.

Appropriates the sum of forty-nine thousand dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2003, from the general fund to the department of social and health services, all of which the department of social and health services must award to local governments and nonprofit organizations under of this act.

# -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
And refer to Ways & Means.
Referred to Ways & Means.

SB 6284-S by Senate Committee on Environment, Energy & Water (originally sponsored by Senators Jacobsen, Horn, Kline, Regala, Rasmussen, Haugen, Carlson, Fraser, Kohl-Welles, Eide, Thibaudeau, Keiser, McAuliffe and Finkbeiner)

Providing incentives to reduce air pollution.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides incentives to reduce air pollution through the licensing and use of neighborhood electric vehicles.

#### -- 2002 REGULAR SESSION --

Feb 8 EEW - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6294-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators T. Sheldon, Costa, Shin, Fairley, Regala, Kline, Keiser, Gardner, Hargrove, Haugen, Kastama, Prentice, McAuliffe and Jacobsen)

Authorizing sex offender notification in languages other than English.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that, in order to provide the broadest possible public safety protection, the sheriff may produce level III community notification flyers in languages other than English when requested.

Takes effect July 1, 2003.

# -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6355-S by Senate Committee on Environment, Energy & Water (originally sponsored by Senators Regala, Poulsen, Finkbeiner, Franklin, Morton, Deccio, Fraser and Kline)

Expanding request authority for approval of low-income discounts for electric or gas services.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Expands request authority for approval of low-income discounts for electric or gas services to include the attorney general.

Declares that the attorney general may also file a request for such a discount program if the company does not have an existing program approved under this section.

Declares that the filing of a request under this act shall not constitute a general rate increase filing as defined in WAC 480-09-310, nor shall it preclude any general complaint filing as provided for in Title 80 RCW.

## -- 2002 REGULAR SESSION --

Feb 8 EEW - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6356-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Franklin, Winsley, Fairley, Shin, Regala, Kline, Costa, Poulsen, Rasmussen, Keiser, Deccio, Kohl-Welles, Kastama, Prentice, Eide, McAuliffe, Parlette, Fraser, Long and Jacobsen)

Creating the children's environmental health and protection advisory council.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the children's environmental health and protection advisory council.

Requires the council to report to the governor by December 1, 2002, and each December thereafter with recommendations on changes in regulation that would reduce children's exposure to environmental hazards and recommendations for collaborative approaches to public education.

## -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.

SB 6369-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Kohl-Welles, Prentice, Winsley, Gardner, Deccio and Rasmussen)

Issuing credit cards to persons under the age of twenty-one.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the predatory and aggressive marketing of credit cards to children and young adults creates serious financial and law enforcement problems. Inappropriate granting of credit to young people with little or no employment or credit history burdens them with debt and clouds their financial futures. In addition, law enforcement problems are increased because of credit card use by minors to buy alcohol, tobacco products (including bidis), internet gambling, and internet pornography.

Declares an intent to curtail aggressive marketing of credit cards to young people, and to prevent the inappropriate granting of credit, by prohibiting certain marketing practices.

#### -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6400-S by Senate Committee on Natural Resources, Parks & Shorelines (originally sponsored by Senators Jacobsen, Oke, Kohl-Welles and Kline)

Developing a statewide biodiversity conservation strategy.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that extensive scientific work has been completed by both public and private entities to map the state's ecoregions and address ecoregional planning issues, by academic institutions, by state agencies such as the departments of natural resources and fish and wildlife, and by nongovernmental organizations such as the nature conservancy. However, these existing information sources are not complete, and this information may not be sufficiently coordinated or accessible and useful to the public or policymakers.

Finds, there is no single entity responsible for development and implementation of a coordinated state strategy to conserve remaining functioning ecosystems and restore habitats needed to maintain Washington's biodiversity. There should be a comprehensive review to identify the state's needs for biodiversity data and conservation, and to coordinate development, dissemination, and use of existing information.

Declares there is a need to strengthen the state's nonregulatory approaches to biodiversity conservation, including incentives for voluntary conservation efforts by private landowners. Incentives should be a major element of the state's overall biodiversity conservation strategy.

Finds that resource management on a single-species or single-resource basis has proven to be costly, acrimonious, and ultimately ineffective at either preserving the state's biodiversity or allowing reasonable economic development.

Declares the purpose of the act is to create a temporary committee to develop recommendations to the governor and the legislature to establish the framework for the development and implementation of a statewide biodiversity conservation strategy, to replace existing single-species or single-resource protection programs.

Declares the purpose of this act is to create a temporary committee to develop recommendations to the governor and the legislature to establish the framework for the development and implementation of a statewide biodiversity conservation strategy.

Appropriates the sum of forty-nine thousand dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2003, from the general fund to the interagency committee for outdoor recreation for the purposes of this act.

#### -- 2002 REGULAR SESSION --

Feb 7 NPS - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 6424-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Prentice, Honeyford and Winsley)

Regulating timeshare interest reservations.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that, for the purpose of this act, "timeshare interest reservation" means a revocable right to purchase an interest in a timeshare for which an effective registration has not been obtained under this chapter.

Declares that an effective registration pursuant to this act is required for any party to offer to sell a timeshare interest reservation. Promoters offering a timeshare interest reservation under this act must provide the registered disclosure document required by RCW 64.36.140 to each prospective purchaser before he or she enters into a timeshare interest reservation.

Requires that, prior to the signing of a purchase agreement, the subject property or properties must be completed, the timeshare offering registration required by RCW 64.36.020 must be amended to reflect any changes to the property and must be reapproved by the department, the disclosure document required by RCW 64.36.140 must be revised, and the new version of the disclosure document must be provided to the prospective purchaser.

# -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6439-S by Senate Committee on State & Local Government (originally sponsored by Senators Gardner, Haugen, McCaslin and Winsley; by request of Governor Locke and Attorney General)

Protecting certain domestic security records.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Proposes to protect those portions of records assembled, prepared, or maintained to prevent, mitigate, or respond to terrorism crimes specified in 2002 c . . ., sections 3 through 8 (SHB 2879), the public disclosure of which would have a substantial likelihood of threatening public safety, containing: (1) Specific and unique vulnerability assessments or specific and unique response or deployment plans, including compiled underlying data collected in preparation of or essential to the assessments, or the response or deployment plans;

- (2) Specific intelligence information and specific investigative records shared by federal or international law enforcement agencies with state or local law enforcement, the governor, the military department, the department of transportation, state and local health departments, or state and local emergency management agencies;
- (3) National security records classified under federal executive order and not subject to public disclosure under federal law that are shared by federal agencies, and records prepared from national security briefings provided to state or local government officials related to domestic preparedness for acts of terrorism; or
- (4) Information regarding the infrastructure and security of computer and telecommunications networks, consisting of security passwords, security access codes and programs, access codes for secure software applications, security and service recovery plans, security risk assessments, and security test results that identify specific system vulnerabilities.

#### -- 2002 REGULAR SESSION --

Feb 8 SLG - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.

SB 6447-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Kastama, Finkbeiner, Jacobsen, Shin, Franklin, Costa, Oke and Winsley)

Establishing a do not call list.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Directs the department of licensing to provide for the establishment and operation of a list of telephone numbers of persons who object to receiving commercial telephone solicitations. The list shall be called the do not call list.

Takes effect July 1, 2002.

#### -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6468-S by Senate Committee on Judiciary (originally sponsored by Senators Costa, Long and Hargrove; by request of Department of Corrections)

Removing requirement for department of corrections to file satisfaction of judgments.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Amends RCW 4.56.100 to delete the requirement for department of corrections to file satisfaction of judgments.

Takes effect July 1, 2002. The legislature intends that this act apply retroactively to sentences imposed and offenders on community custody, community placement, community service, community supervision, legal financial obligations, or probation before, on, or after July 1, 2002.

#### -- 2002 REGULAR SESSION --

Feb 8 JUD - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6472-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Gardner and Winsley; by request of Governor Locke)

Creating the uniform regulation of business and professions act.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the uniform regulation of business and professions act.

## -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6474-S by Senate Committee on Natural Resources, Parks & Shorelines (originally sponsored by Senators Morton, Hargrove, Hewitt, Honeyford, T. Sheldon, Hochstatter, Benton, Stevens, McCaslin, Long, Hale and Sheahan)

Reviewing certain state agency land purchases.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the joint legislative audit and review committee to conduct a review of state agency land purchases for wildlife habitat and related purposes over the last five years in the six counties of the state with the highest proportion of public land ownership. The review must include an assessment of the following: (1) The cumulative effect of the purchases of state land on local government property tax revenues;

- (2) The process used to select properties for state land purchase;
- (3) The method of appraising potential lands for purchase, and the appraised value in comparison to the final purchase price;
- (4) Whether state agency land purchases have impacted property values positively or negatively in the immediate vicinity of the property;
- (5) The maintenance and management of state lands purchased, specifically with regard to weed management; and
- (6) The effects on the local economy from the changes in use of the property purchased.

Requires the report to be submitted to the natural resources committees of the senate and house of representatives by December 1, 2003.

#### -- 2002 REGULAR SESSION --

Feb 7 NPS - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6478-S by Senate Committee on Education (originally sponsored by Senators McAuliffe, Finkbeiner and Winsley; by request of Governor Locke, Superintendent of Public Instruction, State Board of Education and Professional Educator Standards Board)

Changing provisions relating to the professional educator standards board.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises provisions relating to the professional educator standards board.

# -- 2002 REGULAR SESSION --

Feb 8 EDU - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6501-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators Benton, Rasmussen, Stevens, Oke, Fairley, Finkbeiner, Johnson, Hochstatter, Winsley, Swecker, Roach, Keiser, McDonald, Prentice, Hale, Morton, Honeyford, McCaslin, Hewitt, Sheahan and Deccio)

Prohibiting sex offenders from residing near victims.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, for any juvenile found guilty of a felony sex offense, the juvenile rehabilitation administration shall approve the offender's residence and may not approve a residence location if the proposed residence: (1) Includes a minor victim or child of similar age or circumstance as a previous victim who the department determines may be put

at substantial risk of harm by the offender's residence in the household; or (2) is within close proximity of the current residence of a victim, unless the whereabouts of the victim cannot be determined or unless such a restriction would impede family reunification efforts ordered by the court or directed by the department.

# -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6504-S by Senate Committee on Higher Education (originally sponsored by Senators Kohl-Welles, Horn, Shin, Carlson, B. Sheldon, McAuliffe, Parlette, Jacobsen, Franklin and Sheahan)

Changing provisions relating to institutions of higher education.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Revises provisions relating to institutions of higher education.

## -- 2002 REGULAR SESSION --

Feb 8 HIE - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6523-S by Senate Committee on Education (originally sponsored by Senators McAuliffe, Prentice, Finkbeiner, Johnson, Shin and Rasmussen)

Requiring a physician's medication or treatment order as a condition for children with life-threatening conditions to attend public school.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that the attendance of every child at every public school in the state shall be conditioned upon the presentation before or on each child's first day of attendance at a particular school of a physician's medication or treatment order addressing any life-threatening health condition that the child has that may require medical services to be performed at the school. Once such an order has been presented, the child shall be allowed to attend school.

Requires the state board of education to adopt rules under chapter 34.05 RCW that establish the procedural and substantive due process requirements governing the exclusion of children from public schools under this act. The superintendent of public instruction shall develop in consultation with the department of health any policies necessary to implement this act, including a definition of "life-threatening health condition." The rules shall include any requirements under applicable federal laws.

#### -- 2002 REGULAR SESSION --

Feb 7 EDU - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6524-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Prentice, Deccio, Keiser, Kline, Winsley, Franklin, Benton, Regala, Rasmussen, Gardner, Hochstatter, Eide and Kohl-Welles; by request of Governor Locke, Insurance Commissioner and Attorney General)

Restricting use of credit history.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Restricts the use of credit history.

#### -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6528-S by Senate Committee on State & Local Government (originally sponsored by Senators Keiser, Eide and Costa)

Allowing governmental entities that award publicly funded contracts to select contractors using the lowest responsible bidder method.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes all state or local governmental entities that award contracts for publicly funded projects to select contractors by the lowest responsible bidder method. Does not supercede chapter 39.10 RCW.

Provides that, in determining whether the lowest responsive bidder is responsible, the governmental entity awarding the contract must consider the following elements: (1) The ability, capacity, and skill of the bidder to perform the contract or provide the service required;

- (2) The experience of the bidder;
- (3) Whether the bidder has demonstrated the ability to perform the contract within the time specified;
- (4) The satisfactory completion of previous contracts or services by the bidder;
- (5) The previous and existing compliance by the bidder with contracting laws.

#### -- 2002 REGULAR SESSION --

Feb 8 SLG - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6532-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Prentice, Fairley, Franklin, Keiser, Gardner, Kohl-Welles, Fraser, Kline, Poulsen and Thibaudeau)

Requiring business subsidy disclosure.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires business subsidy disclosure.

## -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
On motion, referred to Ways & Means.

SB 6535-S by Senate Committee on Human Services & Corrections (originally sponsored by Senator Hargrove)

Authorizing a disposition outside the standard range for the chemical dependency disposition alternative for juvenile offenders.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, if the court concludes, and enters reasons for its conclusion, that such disposition would effectuate a manifest injustice, the court shall impose a disposition above the standard range as indicated in option C of RCW 13.40.0357.

# -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6570-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators Long, Hargrove, Oke, Haugen and Rasmussen)

Revising the requirements of notification to coworkers when a sexually violent predator is employed.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that an employer who hires a person who has been conditionally released to a less restrictive alternative must notify coworkers with whom the person is likely to have contact on a regular basis of the conditionally released person's status.

#### -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6575-S by Senate Committee on Natural Resources, Parks & Shorelines (originally sponsored by Senator Hargrove)

Concerning the designation of certain lands as natural area preserves or natural resource conservation areas.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Authorizes the department to establish by rule and regulation the criteria for selection, acquisition, management, protection, and use of such natural areas, including: (1)Limiting public access to natural area preserves consistent with the purposes of this chapter. Where appropriate, and on a case-by-case basis, a buffer zone with an increased low level of public access may be created around the environmentally sensitive areas;

(2) Developing a management plan for each designated natural area preserve. The plan must identify the significant resources to be conserved consistent with the purposes of this chapter and identify the areas with potential for low-impact public and environmental educational uses.

Requires the plan to specify the types of management activities and public uses that are permitted, consistent with the purposes of this act. The department must make the plans available for review and comment by the public, state, tribal, and local agencies, prior to final approval.

## -- 2002 REGULAR SESSION --

Feb 7 NPS - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6590-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators McAuliffe, Rossi and Kohl-Welles)

Improving K-12 preparedness and performance through promoting better oral health.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares that measures such as oral health screenings and access to oral health disease prevention methods should be readily available to children in a variety of health care settings, including dental, medical clinic, and family physician settings. If prevention methods are employed, there will be substantial savings to the state's overburdened health care system.

Encourages the superintendent of public instruction, the department of health, and the department of social and health services to collectively and collaboratively develop a plan that promotes age appropriate oral health screenings and preventive services at age one and at age five, or before entering a public or private school setting. The departments may report to the legislature on their findings and recommendations.

Encourages the secretary to design and implement a program of oral health prevention training sessions for physicians, physician assistants, and advanced registered nurse practitioners in each county no less than once per year, or at appropriate intervals in counties with lower numbers of resident physicians.

## -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6602-S by Senate Committee on Judiciary (originally sponsored by Senators Costa, Long, Poulsen and Kastama)

Revising the crime of extortion in the second degree.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to revise the crime of extortion in the second degree in response to the holding in *State v. Pauling*, 108 Wn. App. 445 (2001), by adding a requirement that the threat required for conviction of the offense be wrongful.

#### -- 2002 REGULAR SESSION --

Feb 8 JUD - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6625-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators Kohl-Welles, Carlson, Hargrove, Zarelli, Long and Winsley)

Formalizing the relationship between the department of social and health services and the state school for the deaf.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requires the department to investigate referrals of alleged child abuse or neglect occurring at the state school for the deaf, including alleged incidents involving students abusing other students; determine whether there is a finding of abuse or neglect; and determine whether a referral to law enforcement is appropriate under chapter 26.44 RCW.

Directs the department to send a copy of the investigation report, including the finding, regarding any incidents of alleged child abuse or neglect at the state school for the deaf to the school's superintendent.

Requires the department of social and health services to periodically monitor the residential program at the state school for the deaf, including but not limited to examining the residential-related policies and procedures as well as the residential facilities. The department of social and health services must make recommendations to the school's superintendent and the board of trustees or its successor board on health and safety improvements related to child safety and well-being. The department of social and health services must conduct the monitoring reviews at least quarterly until December 1, 2006.

Requires the department of social and health services to conduct a comprehensive child health and safety review, as defined in rule, of the residential program at the state school for the deaf every three years.

## -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6635-S by Senate Committee on Judiciary (originally sponsored by Senators Kastama, Kline and Rasmussen)

Creating a notice and appeal process for animal control authorities.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that any city or county that has a notification and appeal procedure with regard to determining a dog within its jurisdiction to be dangerous may continue to utilize or amend its procedure.

Provides that a city or county animal control authority that does not have a notification and appeal procedure in place as of the effective date of this act, and seeks to declare a dog within its jurisdiction, as defined in this act, to be dangerous must serve notice upon the dog owner in person or by regular and certified mail, return receipt requested.

Provides that if the local jurisdiction has provided for an administrative appeal of the final determination, the owner must follow the appeal procedure set forth by that jurisdiction.

Provides that, if the local jurisdiction has not provided for an administrative appeal, the owner may appeal a municipal authority's final determination that the dog is dangerous to the municipal court, and may appeal a county animal control authority's or county sheriff's final determination that the dog is dangerous to the district court.

Requires the owner to pay the costs of confinement and control. The animal control authority must serve notice upon the dog owner in person or by regular and certified mail, return receipt requested, specifying the reason for the confiscation of the dangerous dog, that the owner is responsible for payment of the costs of confinement and control, and that the dog will be destroyed in an expeditious and humane manner if the deficiencies for which the dog was confiscated are not corrected within twenty days.

## -- 2002 REGULAR SESSION --

Feb 8 JUD - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6639-S by Senate Committee on Agriculture & International Trade (originally sponsored by Senator Rasmussen; by request of Department of Agriculture)

Regulating commodity boards and commissions.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides for regulation of commodity boards and commissions.

#### -- 2002 REGULAR SESSION --

Feb 7 AG - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6640-S by Senate Committee on Higher Education (originally sponsored by Senators Rasmussen, Swecker, Snyder, Jacobsen, Franklin, Kohl-Welles, Winsley and Roach)

Classifying members of the Washington national guard as resident students.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Classifies members of the Washington national guard as resident students.

## -- 2002 REGULAR SESSION --

Feb 8 HIE - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6641-S by Senate Committee on Education (originally sponsored by Senators McAuliffe and Thibaudeau)

Accommodating children with diabetes in schools.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that diabetes imposes significant health risks to students enrolled in the state's public and private schools and that providing for the medical needs of students with diabetes is crucial to ensure both the safety of students with diabetes and their ability to obtain the education guaranteed to all citizens of this state.

Provides that upon the written request of the parent or guardian and written orders by a health care provider, a student with diabetes shall be permitted to perform blood glucose tests, administer insulin through the insulin delivery system the student uses, treat hypoglycemia and hyperglycemia, and otherwise attend to the care and management of his or her diabetes at any time and at the school or school grounds, on school buses, and at any school-related activity, and to possess on his or her person at all times all necessary supplies and equipment to perform these monitoring and treatment functions.

Encourages a school diabetes attendant to be on-site and available to provide care to each student with diabetes during regular school hours, during school-sponsored before-school and after-school care programs, during field trips and extracurricular activities, and on buses when the bus driver has not completed the necessary training.

Requires the Washington state nursing commission to develop guidelines for the training of school diabetes attendants and may provide to the superintendent of public instruction a list of organizations that could provide adequate training by August 31, 2002.

## -- 2002 REGULAR SESSION --

Feb 7 EDU - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6644-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Hochstatter, Swecker, Stevens, Honeyford, Morton, Hewitt, Sheahan, Deccio, Prentice, Gardner and Oke)

Authorizing tax credits for employers employing persons participating in the WorkFirst program.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, in computing tax under chapter 82.04 RCW, a credit is authorized for each person equal to ten percent of amounts paid for employment during the first six months of employment to employees who were participating in the WorkFirst program on the date of hire.

Declares that a person is not eligible to receive a credit under this act if the person is receiving credit for the same position under chapter 82.62 RCW or RCW 82.04.44525 or 82.04.4456 or is taking the credit under RCW 82.04.4457.

## -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.
And refer to Ways & Means.
Referred to Ways & Means.

SB 6658-S by Senate Committee on Environment, Energy & Water (originally sponsored by Senators Poulsen, Hale, Regala, Morton, Fraser, Keiser and Rasmussen)

Clarifying the types of energy conservation projects a public utility may assist its customers in financing.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Declares an intent to encourage and support a broad array of cost-effective energy conservation by electric utilities and customers alike by clarifying that public utilities may assist in the financing of projects that allow customers to generate their own electricity from renewable resources that do not depend on commercial sources of fuel thereby reducing the amount of electricity a public utility needs to generate or acquire on their customers' behalf.

Declares that, for the purposes of this act, "conservation purposes in existing structures" may include projects to allow a municipal electric utility's customers to generate all or a portion of their own electricity through the

on-site installation of a distributed electricity generation system that uses as its fuel solar, wind, geothermal, or hydropower, or other renewable resource that is available on-site and not from a commercial source.

Declares that such projects shall not be considered "a conversion from one energy source to another" which is limited to the change or substitution of one commercial energy supplier for another commercial energy supplier.

# -- 2002 REGULAR SESSION --

Feb 8 EEW - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6660-S by Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Prentice, Long, Kastama, Rossi, McAuliffe, McDonald, Costa, Hale, Keiser, Gardner, Oke and Rasmussen)

Protecting personal information about law enforcement officers and their families.

# (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that information that is personal to a law enforcement officer or his or her family, or both, or information that could easily lead to the discovery of personal information about a law enforcement officer or his or her family, or both, and that is necessary for the effective operation of a law enforcement agency is also exempt from public inspection and copying. This information includes, but is not limited to, residential addresses, residential telephone numbers, financial information other than the public salary paid to the officer, property and tax records, contents of the public employment record, and financial information other than the public salary paid to the officer, as otherwise provided in this act.

# -- 2002 REGULAR SESSION --

Feb 8 LCF - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

SB 6665-S by Senate Committee on Transportation (originally sponsored by Senators Johnson

and Keiser)

Establishing cost-benefit criteria for SR 167.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the expansion and realignment of state route 167, which has been designated as a highway of statewide significance, is of vital interest to the state's economy. To ensure the free movement of people and goods along this corridor is a transportation priority, and the department of transportation shall plan and design an improved and expanded corridor from its intersection with state route 405

in the north to a new terminus at the Port of Tacoma via proposed state route 509 in the south.

Declares this act is null and void if new transportation revenues do not become law in 2002.

#### -- 2002 REGULAR SESSION --

Feb 7 TRAN - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

Made eligible to be placed on second reading.

SB 6702-S by Senate Committee on Human Services & Corrections (originally sponsored by Senators Stevens, Hargrove, Long, Costa, Franklin, Kohl-Welles, Carlson, Hewitt, Kastama, Johnson, Shin, Swecker, Hale, Rossi, Oke, Zarelli, McCaslin, Horn, Thibaudeau, West, Deccio, Rasmussen, Parlette, Sheahan, Benton, McDonald, Roach, T. Sheldon, Hochstatter, Honeyford, Morton, Finkbeiner and Winsley)

Protecting sibling relationships.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Provides that, unless there is reasonable cause to believe that the health, safety, or welfare of the child would be jeopardized or that the efforts to reunite the parent and child will be hindered, the court shall order appropriate visitation between the child and his or her siblings. The court shall not decrease parental visitation in order to provide sibling visitation.

# -- 2002 REGULAR SESSION --

Feb 7 HSC - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second

reading.

SB 6720-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Thibaudeau, Deccio and Winsley; by request of Governor Locke)

Clarifying the administration of Initiative 775.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Clarifies the administration of Initiative 775.

## -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 6733-S by Senate Committee on Health & Long-Term Care (originally sponsored by Senators Thibaudeau, Deccio, Kohl-Welles, Prentice and Rasmussen)

Extending service choices for people with developmental disabilities including those living in their own homes.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that respite care provides temporary, short-term relief for people whose job otherwise never stops. Research has shown that caregivers who receive respite care are more likely to stay healthy themselves, and continue to provide at-home care for a loved one indefinitely.

Provides that any vacancies that occur in residential habilitation centers shall remain available for respite care. Within available funding, the department shall offer respite care to any eligible individual with developmental disabilities, including children age thirteen and under, as these beds become available.

Repeals 1998 c 216 s 9 (uncodified).

#### -- 2002 REGULAR SESSION --

Feb 8 HEA - Majority; 1st substitute bill be substituted, do pass.
On motion, referred to Ways & Means.

SB 6767-S by Senate Committee on Natural Resources, Parks & Shorelines (originally sponsored by Senators Snyder, Rasmussen and Morton)

Adjusting the monetary threshold for "substantial development" under the shoreline management act.

#### (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Finds that the dollar threshold for what constitutes substantial development under the shoreline management act has not been changed since 1986.

Declares an intent to modify the current dollar threshold for what constitutes substantial development under the shoreline management act, and to have this threshold readjusted on a five-year basis.

## -- 2002 REGULAR SESSION --

Feb 7 NPS - Majority; 1st substitute bill be substituted, do pass.

Minority; do not pass.

Passed to Rules Committee for second reading.

SB 6811 by Senators T. Sheldon, Hochstatter and McCaslin

Privatizing retail and wholesale liquor sales.

Establishes provisions relating to the privatization of the state's retail and wholesale liquor sales.

Repeals RCW 66.16.030 and 66.16.090.

#### -- 2002 REGULAR SESSION --

Feb 8 First reading, referred to Labor, Commerce & Financial Institutions.

#### **Senate Joint Memorials**

SJM 8036-S by Senate Committee on State & Local Government (originally sponsored by Senators B. Sheldon, Shin, Carlson, Haugen, Sheahan, Spanel, Oke, Franklin, Rasmussen, Jacobsen, Eide, Winsley, Costa, T. Sheldon, Kastama, Thibaudeau, Gardner, Hale, Swecker, West, Prentice, McAuliffe, Kline, Fraser, Keiser, Johnson, Roach and Kohl-Welles)

Requesting a memorial to remember the internment of Japanese-Americans during World War II.

## (DIGEST OF PROPOSED 1ST SUBSTITUTE)

Requests that Congress continue its worthy endeavor to designate the former Eagledale ferry landing on Bainbridge Island as a national memorial to remember the unconstitutional internment of Japanese-Americans during World War II.

#### -- 2002 REGULAR SESSION --

Feb 7 SLG - Majority; 1st substitute bill be substituted, do pass.

Passed to Rules Committee for second reading.

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SB 6257 Supp.		SB 6315 Supp. 2	HB 2309 Supp. 1	HB 2364 Supp. 3		
SB 6258 Supp.	1	SB 6316 Supp. 2	HB 2309-S Supp. 11	HB 2364-S Supp. 17		
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SB 6260 Supp.		SB 6317 Supp. 2	HB 2311 Supp. 1	HB 2366 Supp. 3		
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SB 6263 Supp.		SB 6319 Supp. 12	HB 2312-S Supp. 11	HB 2369 Supp. 3		
SB 6263-S Supp.		SB 6320 Supp. 2	HB 2313 Supp. 1	HB 2370 Supp. 3		
SB 6264 Supp.		SB 6320-S Supp. 11	HB 2314 Supp. 1	HB 2371 Supp. 3		
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SB 6270 Supp.		SB 6330 Supp. 2	HB 2323 Supp. 1	HB 2381 Supp. 3		
SB 6272 Supp.		SB 6331 Supp. 2	HB 2324 Supp. 1	HB 2381-S Supp. 19		
SB 6273 Supp.		SB 6331-S Supp. 19	HB 2325 Supp. 1	HB 2382 Supp. 3		
SB 6274 Supp.		SB 6332 Supp. 2	HB 2325-S Supp. 17	HB 2383 Supp. 3		
SB 6275 Supp. SB 6276 Supp.		SB 6333 Supp. 2 SB 6334 Supp. 2	HB 2326 Supp. 1 HB 2327 Supp. 1	HB 2384 Supp. 3 HB 2385 Supp. 3		
SB 6277 Supp.		SB 6335 Supp. 2	HB 2328 Supp. 1	HB 2385-S Supp. 13		
SB 6278 Supp.		SB 6336 Supp. 3	HB 2329 Supp. 1	HB 2386 Supp. 3		
SB 6278-S Supp.		SB 6337 Supp. 3	HB 2330 Supp. 2	HB 2387 Supp. 3		
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SB 6280 Supp.		SB 6339 Supp. 3 SB 6340 Supp. 3	HB 2331 Supp. 2 HB 2332 Supp. 2	HB 2389 Supp. 3		
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SB 6282-S Supp.		SB 6342 Supp. 3	HB 2333-S Supp. 13	HB 2392 Supp. 3		
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SB 6286-S Supp.		SB 6347 Supp. 3	HB 2338 Supp. 2	HB 2398 Supp. 3		
SB 6287 Supp.		SB 6348 Supp. 3	HB 2338-S Supp. 11	HB 2398-S Supp. 16		
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SB 6289 Supp.		SB 6350-S Supp. 18	HB 2341 Supp. 2	HB 2400-S Supp. 11		
SB 6289-S Supp.		SB 6351 Supp. 3	HB 2341-S Supp. 10	HB 2401 Supp. 3		
SB 6290 Supp.		SB 6351-S Supp. 19	HB 2342 Supp. 2	HB 2402 Supp. 3		
SB 6291 Supp.	1	SB 6352 Supp. 3	HB 2343 Supp. 2	HB 2403 Supp. 3		
SB 6292 Supp. SB 6293 Supp.	1 1	SB 6353 Supp. 3 SB 6353-S Supp. 19	HB 2344 Supp. 2 HB 2345 Supp. 2	HB 2403-S Supp. 14 HB 2404 Supp. 3		
SB 6294 Supp.		SB 6354 Supp. 3	HB 2346 Supp. 2	HB 2405 Supp. 3		
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SB 6309 Supp.	2	SB 6369 Supp. 3	HB 2358 Supp. 17	HB 2417 Supp. 3		
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	3	SB 6463 Supp. 4		HB 2451 Supp. 4 HB 2517 Supp. 5		
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SB 6425 Supp.	4	SB 6487 Supp. 5		HB 2476 Supp. 5 HB 2541-S Supp. 19		
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SB 6429 Supp.	4	SB 6492 Supp. 5		HB 2481 Supp. 5 HB 2546 Supp. 6		
SB 6430 Supp.	4	SB 6493 Supp. 5	5	HB 2482 Supp. 5 HB 2547 Supp. 6		
SB 6431 Supp.	4	SB 6494 Supp. 5		HB 2483 Supp. 5 HB 2548 Supp. 6		
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SB 6432 Supp. SB 6433 Supp.	4	SB 6495-S Supp. 18 SB 6496 Supp. 5		HB 2485 Supp. 5 HB 2550 Supp. 6 HB 2486 Supp. 5 HB 2551 Supp. 6		
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